App F IX 4

Previous References

1944 Municipal

Later References

File No 42-44 ML

Serial Nos 63, 64, 105, 106

GENERAL AND REVENUE SECRETARIAT

Serial Nos four

10

Part B for Jan 1945

SUBJECT

Election of Mr S Subba Rao as Vice President of the Kottapatnam

The complete T G

L 7659 dated 31 1 45

Notified

ML 15/2

2023/44 1841

[illegible] Thyagi D/o Kondaiah

[illegible]

Requests sanction to set aside the election of the Vice President to the Kotha municipality

1 As seen from the DC's report, there is an irregularity in regard to the issuing of the notice fixing the date of election in this respect only 13 days notice was given as against that of 15 days, required by proviso to Rule 1(c) of the Election Rules

2 It is stated that a petition was also filed by certain members contesting the validity of the election but the petition was not submitted within the prescribed time

3 But the election may perhaps be set aside on account of the irregularity referred to at para 1 supra Law section may also be consulted in the matter

9/9/44 [illegible]

[illegible]

Advocate-General

2173

7 I agree with the findings of the
D C The irregularities are material
Hence the election may be set aside

Law Secretary
23/9/44

SECY LA 311 EXT
* 21 SEP 1944 *
GOVT OF INDIA

& what about Law Member?

Law
21-9-44

22/9

& Notes of personal discussion with
Asst Legal Adviser

9 No doubt, the application under
Rule 12 of the Election Rules (1951) being
time-barred, it cannot be entertained

10 But the D C does not ask
Govt to set aside the Election on the ground
stated that the notice of the poll under
Rule (1) was not properly drawn, & as such it
is an irregularity. Hence he recommends that
the Election may be set aside. His reasons
stated there are of the grounds put forth
in the application filed by the Councillors
under R 12 The D C can point out
the said Regulations which sending the
papers to Govt for approval. The Govt
may then examine the proceedings &
either may declare a re-election or
condone the irregularity. Under Rule
14 & if Govt re-election is ordered by
Govt, then election shall be held in accordance
with Rules — vide Rule I (G) (1951)

Law Secretary
23/9

SECY LAW DEPT 325
* 27 SEP 1944 *
GOVT OF MYSORE

I am in favour of the
proposal of the D C

27/9/44

If it is not
[illegible]

1a) Owing to the petition not being served in time, no formal unregularities have been committed. Notice of the meeting was not given 15 days previously. Three of the Councillors were not served & they were absent on the date of meeting. This has materially affected the result — 3) Were case the election may be set aside

Mem 62 SG

2-1-64

Mr

Ms
14 10 64
Cm 17 1 64

Draft approved
17 10 mm

Draft submitted for appl
17/1/10
JAL

Approved
19 10 mm

To,

Mr D C Kamau

L 38/2 & 24 ~~for copy~~ sets aside the election

from the D-C Kamau

No A3 c 3537-217/64

& 13-1-64

OFFICE OF THE MINISTER
FOR L S G & P H
t 2 JAN 1964
No 2641

4700/L Elections } Vice Presidents &c
Continuation Sheet File No / Current No of the Koffa Mal-el Page

From The D C Khandwala
No A3 C 3537-217/44 & B+L-45
Requests approval to the
elections } Vice Presidents &c
s Subba Rao as V P to the
Koffa Mannu Mal el

A draft Notification is submitted
for approval

5816

Mag 20/1 Lawrence 29/11/45

Mag Mag 23-11-45

Mr Mehta 24

Mag 27-11-45

Mag 29-11-45

OFFICE OF THE REGISTRAR
FOR L S G & P H
Dat 23-11-45
N 5585

L 7659 & 31-1-45
notifies the election

B Mag
1/L

OFFICE OF THE DEPUTY COMMISSIONER
KADUR DISTRICT
CHIKMAGALUR Dated 6-9- 1944

No A3 C 980/44-45
Encl One file

To

The Secretary to the Government
of His Highness the Maharaja of Mysore
L a W Department
BANGALORE

Sir

Re election of a Vice-President for Koppa Municipality

I have the honour to state that the Minor Municipal Council Koppa has been reconstituted for a period of three years with effect from 1st July 1944 as per this office Notification No A3 5375/43-44 dated 9th June 1944 The election of the Vice-President was held on 24th July 1944 Two candidates viz Mr S Subba Rao and Mr D Subba Rao contested the election The former who secured seven votes as against three votes secured by the latter was declared elected as Vice-President Mr D Subba Rao and two other members of the Koppa Municipal Council presented a petition to this office on 5th August 1944 contesting the validity of the election on certain grounds and requesting to hold a re-election This petition has been received after twelve days from the date of election It should have been presented thin seven days as required by Rule 12 of the ElectionRules As the petition is time-barred no enquiry has been held regarding the objections made in the petition From the records it is seen that there is an irregularity in the procedure followed for holding the election The notice fixing the date of election on 24-7-44 has been issued by the President on 10-7-44 It is therefore clear that fifteen days' notice as required by proviso under Rule 1(c) of the Rules has not been given Further the resolution of the Municipal Council passed on 5-7-44 is defective as it has been resolved that the permission of the Deputy Commissioner may be obtained for electing a Vice-President when such a permission is not required

In view of these irregularities I request that the

the election already held may be kindly set aside and a re-election ordered to be held

The connected records are enclosed for favour of reference

I have the honour to be
Sir
Your most obedient servant

Deputy Commissioner
Vadur District

Tss

L 3812 Dy 24-10-44

to

The Dep. Commr
Kaduna Dist
Chukmagalur

Ml 42-44

Sir,

With refce to your letter No A3 C 980/44-45 dated 6 & 44 requesting sanction for the reasons stated therein to set aside the election of the Vice-President of the Kotapa Minor Mpl Cl, I am directed to state that no doubt the election was not finally held in time by certain members contesting The validity of the election on material grounds that irregularities have been committed, as the notice of the meeting was not given 15 days previously and three of the Councillors were not served and they were also absent on the date of meeting this has materially affected the result of the election & set aside the records and return your letter under reference enclosed returned

I have etc

for Secy to Govt
Dept
19/10

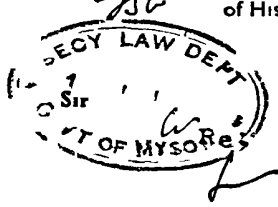
Mr President may be invited to hold a re-election shortly in accordance with the rules in force thereon

No A3 C 3537-217/44-45
Encl 1 file

OFFICE OF THE DEPUTY COMMISSIONER
KADUR DISTRICT
CHIKMAGALUR Dated 13-1-1945

To

The Secretary to the Government
of His Highness the Maharaja of Mysore
Law Department
BANGALORE



Sir

Election of a Vice-President, Minor Municipal Council, Koppa

Adverting to your letter No L 3812/M1 42-44-6& dated 24th October 1944 setting aside the election of the Vice-President Minor Municipal Council Koppa, held on 24th July 1944 and directing the holding of a re-election I have the honour to state that the re-election was held at the special meeting of the Municipal Council held on the 2nd December 1944 The notice of the meeting was issued on 13-11-1944 Two candidates viz , Mr S Subba Rao and Mr D Subba Rao, were duly nominated on the 18th and 19th November 1944 respectively It is seen from the records that the names of the two candidates were notified at the Municipal Office on the 25th November 1944 Mr S Subba Rao secured eight votes at the election as against four voters secured by Mr D Subba Rao Mr S Subba Rao who got a majority of votes has been declared duly elected as Vice-President of Koppa Municipal Council I request that his name may be kindly caused to be published in the Official gazette as required by Rule 11 of the rules regulating the election of Vice-Presidents of Minor Municipalities

The connected records are enclosed for favour of reference

I have the honour to be
Sir
Your most obedient servant

Deputy Commissioner
Kadur District
13-1-45

RKI 2

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. L.7659
M-42-44-106

Dated Bangalore 31st January *194* 5.

NOTIFICATION

Under Section 10(4) of the Mysore Minor Municipalities Act, 1933, Mr. S. Subba Rao is elected Vice-President of the Koppa Minor Municipa Council, Kadur District.

By Order,

Secretary to Government,
Law Department.

To

The Compiler, Mysore Gazette for publication in Part III-3- of the Gazette and supply o 5 copies thereof to the Secretariat and the Deputy Commissioner, Kadur District.

Aga/12.

AS/ L-7659-Ad 42-44-106

F S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

12 copies

31/1/41

Notification

Sgnd

under section 10(4) of the Madras Municipalities Act, 1933, Mr S Subba Rao is elected Vice President of the Kottapalem Municipality, Kadur Dt

Bo

CR 3 1/45

from Law Secy Law

To,

The Compiler, Mg, for publication in part III-3 of the gazette & supply of 5 copies thereof to the secretariat & the D c Kadur Dt

Memo L 7650 31/1/41

copy of the above is forwarded W/c to the D c Kadur Dt with reference to his letter No A3 c 3537-217/40 of 28-1-44

Records accompany

Bo

from

Secy Law

WD 0. 22. GPB—7 500—16 2 37